IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

FRIDAY, THE 11TH AUGUST 2006 / 20TH SRAVANA 1928

Bail Appl..No. 4745 of 2006

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CRMP.2830/2006 of J.M.F.C.-III,THRISSUR
CRIME NO.173/2006 OF MANNUTHY POLICE STATION

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PETITIONERS/1 TO 7 ACCUSED:

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1. JAYAN AGED 38 YEARS,
   S/O. PRABHAKARAN, VADAKKOOTTU HOUSE,
   NELLIKKUNNU KURA DESOM, OLLUKKARA VILLAGE,
   THRISSUR TALUK.

2. SANILAN AGED 29 YEARS,
   S/O. BHASKARAN, EDAKKATTUPARAMBIL HOUSE,
   NELLIKKUNNU KURA DESOM, OLLUKKARA VILLAGE,
   THRISSUR TALUK.

3. ANILAN AGED 28 YEARS,
   S/O. KOCHANIYAN, MUNDOOKKARAN HOUSE,
   NELLIKKKUNNU KURA DESOM, OLLUKKARA VILLAGE,
   THRISSUR TALUK.

4. RAJESH AGED 27 YEARS,
   ARAVINDAKSHAN, THRIPRAYAR THEKKOOTTU HOUSE
   NELLILKKUNNU KURA DESOM, OLLUKKARA VILLAGE
   THRISSUR TALUK.

5. ABHILASH AGED 22 YEARS, S/O. CHANDRAN
   KOKKANTHRA HOUSE, NELLIKKUNNU KURA DESOM,
   OLLUKKARA VILLAGE, THRISSUR TALUK.

6. RAJESH AGED 26 YEARS,
   S/O. KUNJU, THEKKEPPURATH HOUSE,
   NELLIKKUNNU KURA DESOM,
   OLLUKKARA VILLAGE, THRISSUR TALUK.

7. VARGHESE AGED 31 YEARS,
   S/O. DEVASSY, THARAYIL HOUSE,
   KRISHNAPURAM DESOM, OLLUKKARA VILLAGE,
   THRISSUR TALUK.

BY ADV. SRI.P.G.SURESH

RESPONDENTS: COMPLAINANT:
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STATE OF KERALA, THE CIRCLE INSPECTOR
OF POLICE, OLLUR POLICE STATION,
THRISSUR DISTRICT, REP. BY THE
ADDL.PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM. (CRIME NO.1`73/2006 OF MANNUTHY
POLICE STATION, THRISSUR DISTRICT).

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 11/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**J.M.JAMES, J.**

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**B.A. 4745/2006**

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**DATED THIS THE 11TH DAY OF AUGUST, 2006**

**O R D E R**

The petitioners are the accused 1 to 7, in crime No.173/2006 of Mannuthy Police Station. The offence alleged against them are under Sections 143, 147, 148, 120B and 302 IPC read with Section 149 IPC. The petitioners are in judicial custody from 15.5.2006. The interrogation of the petitioners is complete and the recovery was effected. The petitioners are no more required for further interrogation.

2. The learned Public Prosecutor submitted that the investigation is not complete and some of the witnesses are yet to be questioned. All the accused had been arrested and questioned. The material witnesses also had already been questioned. Nevertheless, because of the continued animosity that exist in the area, the Prosecutor submits that strict conditions may be imposed.

3. In the above facts situation of the case, I grant

bail and release the petitioners from jail, subject to the following conditions:-

(a). Each petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-III, Thrissur.

(b). The petitioners shall report before the Investigating Officer, once in a week on every Thursday, between 10.00 a.m and 11.00 a.m., starting from 17.8.2006, till the final report is filed by the Investigating Officer before the Court below, and thereafter, on the first working day of every month, between the same timings, till the final trial and disposal of the case, by the competent Sessions Court.

(c). The petitioners shall not leave the State of Kerala, till the trial and disposal of the Sessions Case.

(d). The petitioners shall not interfere

with the further investigation or tamper with the evidence or attempt to influence or threaten the witnesses in any manner, at any place, or do any act, which is detrimental to the interest of the prosecution.

The application is allowed as above.

**J.M.JAMES**
**JUDGE**

mrcs